UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION DOCKET NO. 1:16-cv-00259-MOC-DLH

THOMAS W. HILL,)	
Plaintiff,)	
Vs.)	ORDER
PATRICK L. MCCRORY NORTH CAROLINA STATE BOARD OF)))	
ELECTIONS KIM W. STRACH)	
A. GRANT WHITNEY JR.,)	
Defendants.)	

THIS MATTER is before the court on plaintiff's Motion for Summary Judgment (#27). Plaintiff, proceeding pro se, has moved for summary judgment four days after this court denied defendants' Motion to Dismiss (#16), but before either service has been perfected or issues have been joined. Order (#24) at 10.

As this court specifically pointed out in its last Order, until service is perfected this court lacks jurisdiction over defendants and will not proceed to the merits. Plaintiff is reminded that it is not enough that he serve defendants, he must file a proof of service with this court in the manner provided under Rule 4(l)(1) of the Federal Rules of Civil Procedure.

ORDER

IT IS, THEREFORE, ORDERED that plaintiff's Motion for Summary Judgment (#27)

is DENIED without prejudice.

Signed: September 13, 2016

Max O. Cogburn Ji

United States District Judge

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